

January 8, 2003

Honorable Common Council  
Of the City of Milwaukee  
Room 205 – City Hall

Re: Communication from Marge Stawicki, on behalf of herself and  
Angeline Stawicki, for whom she has Power of Attorney  
C.I. File No. 02-L-162

Dear Council Members:

We return the enclosed document which has been filed with the City Clerk and ask that it be introduced and referred to the Committee on Judiciary & Legislation with the following recommendation.

Claimant, Marge Stawicki, 3771 South 51<sup>st</sup> Street, Milwaukee, WI 53220, alleges on behalf of herself and Angeline Stawicki, also of the same address, for whom she has Power of Attorney, that on August 13, 2002 they sustained damages when a clogged City Sewer backed-up into their garage. They claim damages in the amount of \$9,654.57.

Our investigation reveals that the Infrastructure Services Division records indicate that this matter was investigated by them on August 13, 2002. The City sewer was cleaned and normal service was restored. The sewer was on a regular cleaning/inspection schedule and there were no prior complaints. Because the sewer was on a regular cleaning/inspection schedule and the City did not have any notice of any problems with the sewer, the City cannot be held liable. Accordingly, we recommend that this claim be denied.

Very truly yours,

GRANT F. LANGLEY  
City Attorney

MICHAEL G. TOBIN  
Assistant City Attorney  
MGT:beg  
Enc. 62210/1029-2002-3802